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Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

GRACE CUNNINGHAM,)	SAN JOSE DIVISION	*E-FILED - 3/17/06*
Plaintiff,)	CIVIL NO. 05-03263 RMW	
v.)	STIPULATION AND ORDER	
JO ANNE B. BARNHART,)	APPROVING COMPROMISE	
Commissioner of Social Security,)	SETTLEMENT OF ATTORNEY	
Defendant.)	FEES PURSUANT TO THE EQUAL	
)	<u>ACCESS TO JUSTICE ACT</u>	

The plaintiff's attorney having met the criteria of L.R. 54-6, by meeting and conferring with defendant, IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to approval by the Court, that plaintiff's attorney receive the following payment:

1. Defendant shall pay TWO THOUSAND ONE HUNDRED THIRTY FIVE DOLLARS (\$2,135.00), pursuant to the Equal Access to Justice Act (EAJA), for attorney fees incurred in this court action. The check is to be payable to plaintiff's counsel:

TERRY LAPORTE
 125 SOUTH MARKET ST., SUITE 1075
 SAN JOSE, CA 95113
 (408) 293-8810; FAX (408) 292-7673
 tlaporte@ix.netcom.com

2. This is a settlement of plaintiff's request for attorney fees pursuant to EAJA, and does not constitute an admission of liability or fault on the part of defendant under the Equal Access to Justice

1 Act.

2 3. Payment of the TWO THOUSAND ONE HUNDRED THIRTY FIVE DOLLARS
3 (\$2,135.00) EAJA fees incurred in this court action, will constitute a complete release from and bar
4 to any and all claims, rights, causes of action, liens or subrogated interests relating to attorney fees or
5 costs pursuant to the EAJA as a result of this court action.

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8 Dated: March 1, 2006

/s/
TERRY LAPORTE
Attorney for Plaintiff

11 KEVIN V. RYAN
12 United States Attorney

13
14 Dated: March 1, 2006

By: /s/
SARA WINSLOW
Assistant United States Attorney

17 PURSUANT TO STIPULATION, IT IS SO ORDERED:
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21 Dated: 3/14/06

/s/ Ronald M. Whyte
RONALD M. WHYTE
United States District Judge